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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
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9 STERLING ATKINS,

10 Petitioner,

2:02-cv-01348-JCM-PAL

11 vs.

ORDER

12 TIMOTHY FILSON *et al.*,

13 Respondents.
14 _____/

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16 In this capital habeas corpus action, the petitioner, Sterling Atkins, filed a fourth amended
17 habeas petition on August 26, 2016 (ECF No. 183). Respondents were then due to respond to the
18 fourth amended petition by October 28, 2016. *See* Order entered August 10, 2015 (ECF No. 167)
19 (60 days for response); Fed. R. Civ. P. 6(d) (adding three days to the time for response when
20 document served by electronic means).

21 On October 25, 2016, respondents filed a motion for extension of time (ECF No. 187),
22 requesting an extension to December 23, 2016, of the time to respond to the fourth amended petition.
23 That would be a 56-day extension of time. Respondents' counsel states that the extension of time is
24 necessary because of her obligations in other cases. The court finds that respondents' motion for
25 extension of time is made in good faith and not solely for the purpose of delay, and that there is good
26 cause for the requested extension of time.

IT IS FURTHER ORDERED that, pursuant to Federal Rule of Civil Procedure 25(d), the clerk of the court shall substitute Timothy Filson for Renee Baker, on the docket for this case, as the respondent warden, and shall update the caption of the action to reflect this change.

James C. Mahan
UNITED STATES DISTRICT JUDGE